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PTO/SB/21 (08-03)

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P A T E N T & T R A D E M A R K O F F I C E

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	09/723,312
		Filing Date	November 27, 2000
		First Named Inventor	Charles E. Friesner
		Art Unit	3637
		Examiner Name	Dennis Dorsey
Total Number of Pages in This Submission		Attorney Docket Number	277.0017

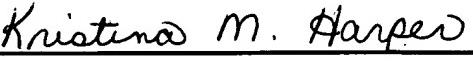
ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	A copy of the Notice of Informality re: Payment of Fee and a check for \$84.00
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	RECEIVED OCT 30 2003 GROUP 3600	

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	David C. Purdue
Signature	
Date	October 23, 2003

## CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Kristina M. Harper
Signature	
Date	October 23, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



PATENT

DMY  
#17  
11/5/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of )  
Charles E. Friesner )  
                      )  
                      )  
Serial No: 09/723,312 )  
                      )  
Filed: November 27, 2000 ) Art Unit: 3637  
                      )  
For: Structural Member ) Examiner: Mr. Dennis Dorsey  
                      )  
                      ) Attorney Docket: 277.0017

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**RESPONSE**

Commissioner of Patents  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

This communication is filed in response to a Notice of Informality re: Payment of Fee, which recites mailing on September 24, 2003. A copy of the Notice is submitted with this response. According to the Notice, a fee of \$84.00 is due for additional claims.

Enclosed is our check for \$84.00 for the additional claims fee.

Favorable action is solicited.

**RECEIVED**

OCT 30 2003

**GROUP 3600**

Respectfully submitted,

David C. Purdue, Reg. No. 31,412

Purdue Law Offices  
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10/29/2003 JBALINAN 00000129 09723312

01 FC:2201  
02 FC:1999

43.00 OP  
41.00 OP



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
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[www.uspto.gov](http://www.uspto.gov)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/723,312	11/27/2000	Charles E. Friesner	277.0017	5604
3404	7590	09/24/2003		
PURDUE LAW OFFICES 2735 N. HOLLAND-SYLVANIA ROAD SUITE B-2 TOLDEO, OH 43615			EXAMINER	DORSEY, DENNIS
			ART UNIT	PAPER NUMBER
			3637	

DATE MAILED: 09/24/2003

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office

Address : COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.

EXAMINER	
ART UNIT	PAPER NUMBER

DATE MAILED:

**INFORMALITY RE PAYMENT OF FEE**

The informality regarding the payment of the fee in connection with  the original filing fee  the amendment filed 8/29/03 is indicated below.

**A. FEE DUE**

1.  The amendment is considered incomplete in that the funds in Deposit Account No. \_\_\_\_\_ are insufficient to cover the entire fee due. The balance is due within the period set below.
2.  The amendment is considered an incomplete response, in that payment of \$ \_\_\_\_\_ is insufficient to cover the claims as shown in the attached Patent Application Fee Determination Record. Remittance is due within the period set below.
3.  The amendment has not been entered, since applicant has failed to remit (or authorize charge to a Deposit Account) the fee as indicated on the attached Patent Application Fee Determination Record. Remittance or authorization is due within the period set below.
4.  The filing fee of \$ \_\_\_\_\_ submitted in this application is insufficient.

A balance of \$ 84.00 is due for additional claims.

5.

APPLICANT IS GIVEN THE REMAINDER OF THE SET PERIOD FOR RESPONSE,  
OR ONE (1) MONTH FROM THE DATE OF THIS LETTER, WHICHEVER IS LONGER,  
WITHIN WHICH TO REMIT THE FEE OF \$ 84.00.

**B. EXCESS PAYMENT:**

5.  It is noted that payment of \$ \_\_\_\_\_ is in excess of the amount necessary to cover the claims now in the application. See the attached Patent Application Fee Determination Record.

This matter of refund or credit to your account is being referred to the Finance Officer, for his consideration.

Sharan Moulas  
CLERK OF GROUP

NOTICE OF FEE DUE

DATE 10-30-03

TO G8 3637

FROM Office of Initial Patent Examination

SUBJECT Fee Due

APPLICATION NUMBER 09723312

A fee is due for the attached document submitted to the U. S. Patent and Tradem Office for the following reason. Please check the application for the appropriate authorization to charge a deposit account. If an authorization is present, please charge the appropriate fee. If an authorization is not present, notify the applicant the fee deficiency.

- Insufficient fee by check
- Insufficient funds in deposit account
- Declined credit card
- Non authorization for charge to deposit account
- No fee submitted per requirement

The correct fee code: 0201 amount \$ 43

The suspended fee code: 197 1999 amount \$ 41

12.00

If you have any questions, please contact Cynthia Streater at 703-306-5430 or Eleanor Kurtz at 703-308-3642.

Terminal Operator J Balnai